IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 4208 OF 2001

Medley Pharmaceuticals Ltd., .. Plaintiffs.

vs.

Winsome Labortoies Ltd.,

& Anr. .. Defendants.

Mr. V.R. Dhond i/by H.W. Kane for plaintiffs.

Mr. B. Dlal i/by J.G. & B. Daruwala

for Defendants.

CORAM : S.U.KAMDAR, J.

DATE : 28th February, 2006.

P.C.

. The learned counsel for the plaintiffs seeks leave to withdraw the suit with liberty to file the suit on the same cause of action. Leave granted subject to limitation. Suit is dismissed as withdrawn. No order as to costs.

2. Refund of Court fee as per rules.

2. In view of the disposal of the suit, notice of motion no. 2953 of 2001 does not survive. The same is dismissed as infructuous.